

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68645 of 2024

Arising Out of PS. Case No.-178 Year-2004 Thana- COMPLAINT CASE District- Lakhisarai

1. Chandradeo @ Chandradeo Yadav Son of Late Hardyal Yadav Resident of Village- Bhalui, P.S.- Chanan, Distt.- Lakhisarai
2. Naresh Yadav @ Ram Naresh Yadav Son of Late Dwarika Yadav Resident of Village- Bhalui, P.S.- Chanan, Distt.- Lakhisarai

... .. Petitioners.

Versus

1. The State of Bihar
2. Mohan Yadav Son of Late Chmaru Yadav Resident of Village- Jankidih Beldariya, P.S.- Chanan, Distt.- Lakhisarai

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

7 23-07-2025 Heard learned counsel for the petitioners and learned

A.P.P. for the State. In spite of issuance of notice none is present on behalf of opposite party no.2.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Sections 420, 467, 468, 471, 34, 384, 323, 504, 120B and 149 of the Indian Penal Code.

3. The allegation discloses in the complaint is that one Baso Yadav had sold a plot of land to petitioner no.1, to which complainant claims his ownership and title by way of gift from her mother.

4. It is submitted by learned counsel for the petitioners that so far as these petitioners are concerned, petitioner no.1 is the purchaser of the said plot of land, whereas petitioner no.2 is the identifier on the sale deed. The vendor of the said land is Baso



Yadav, who is not the petitioner before this Court. Petitioners have acted under a *bona fide* belief that the land was in valid title and possession of said vendor, Baso Yadav and purchased the same on the basis of sale deed executed by him on 25.04.2024. It is further submitted that the dispute *inter se* is purely civil in nature for which civil remedies are available and no criminal offence is made out against the petitioners.

- 5. Learned APP for the State opposed the prayer for bail.
- 6. Taking into consideration the facts and circumstances of the case as also the fact that the dispute *inter se* is purely civil in nature, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned lower Court where the case is pending/successor Court in connection with Complaint Case No.178C of 2024, subject to the condition as laid down under Section 438 (2) of the Cr.P.C/Section 482 (2) of the BNSS, 2023.

(Soni Shrivastava, J)

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